

**Development Disabilities Administration**  
**Waiting List Initiative – Alcohol Tax Fiscal Year 2012**  
**Memo**

## **Background**

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Senate Bill 994 – “*Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation*” was introduced and passed during the Fiscal Year 2011 Legislative Session. The bill’s text states:

M00M01.02 Community Services

In addition to the amount appropriated in the budget bill for fiscal year 2012, to supplement the appropriation for fiscal year 2012, the following amount to be used to fund a Waiting List initiative for the Developmental Disabilities Administration.

Priority shall be given to individuals in the Crisis Prevention and Crisis Resolution categories of the Waiting List:

General Fund Appropriation \$15,000,000

SECTION 4. And be it further enacted, That this Act shall take effect July 1, 2011.

This legislation provides \$15,000,000 to fund a Waiting List initiative for the Developmental Disabilities Administration (DDA) for fiscal year 2012. The funds are to supplement the DDA’s fiscal year 2012 appropriation. Priorities for the funds are designated for people on the DDA Waiting List in the Crisis Resolution and Crisis Prevention priority categories.

The Act becomes effective July 1, 2011.

## **The DDA Waiting List**

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Residents of Maryland (adults and children) can apply and are determined eligible for DDA funding for services based on definitions found in Maryland State law. DDA eligibility categories are established in the Annotated Code of Maryland, Health General 10.22.12.07B (1)-(3) includes ***developmental disability*** or ***support services***. DDA refers to these two categories as “***DD***” eligible and “***SO***” eligible respectively.

“***Developmental Disability***” means a severe chronic disability of an individual that:

- (1) Is attributed to a physical or mental impairment, other than the sole diagnosis of mental illness, or to a combination of mental and physical impairments;
- (2) Is manifested before the age of 22;
- (3) The condition is likely to continue indefinitely;

- (4) Result in an inability to live independently without *external supports* or continuing and regular assistance; and
- (5) Reflects the need for a combination and sequence of special, interdisciplinary, or generic care, treatment, or other services that are individually planned and coordinated for the individual.

Reference: Maryland Code, Health General Article §7-101(e)

Services that may be funded for people found DD eligible under Health General §7-101 (e) include: Resource Coordination/case management, Respite Care, Residential Habilitation, Day and Employment Services, Environmental Modifications, Personal Support, Medical Day Care, Assistive Technology and Adaptive Equipment, Behavioral Support Services, as well as Family and Individual Support Services. People who are DD eligible may receive services that are funded with a combination of State and federal dollars, if certain other requirements are also met.

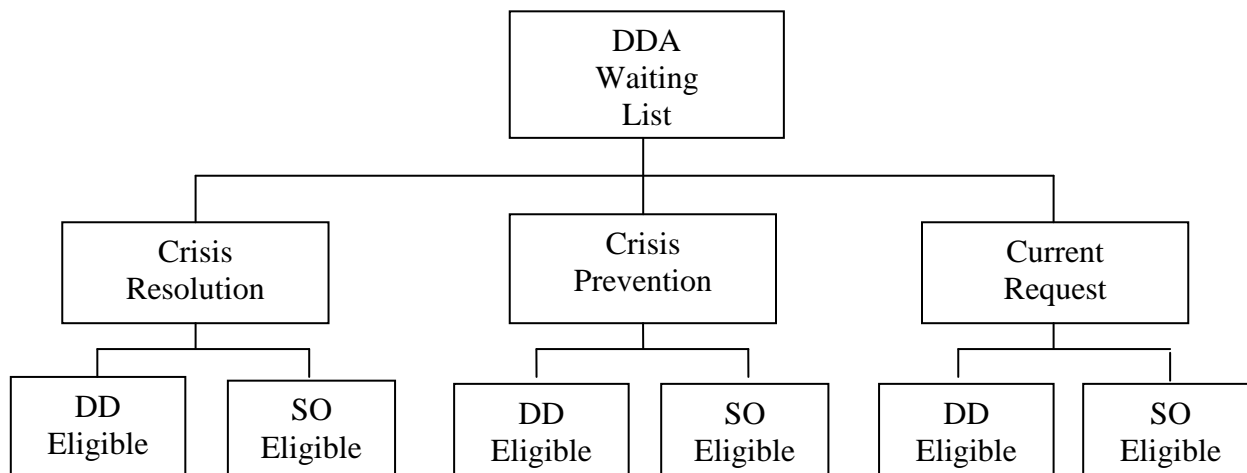
“**Supports only**” means a severe chronic disability of an individual that:

- (1) Is attributed to a physical or mental impairment, other than the sole diagnosis of mental illness, or to a combination of mental and physical impairments; and
- (2) The condition is likely to continue indefinitely.

Reference: Maryland Code, Health General Article §7-403(c)

Services that may be funded for people found SO eligible under Health General §7-403 (c) include Family and Individual Support Services, but do not include full day or residential services. People who are eligible for “Supports only” are limited to state only funds from DDA.

People are classified on the DDA Waiting List based on the determined eligibility and priority category (see diagram noted below). Eligibility and priority categories are determined based on the initial application process and any subsequent updated information shared with the DDA.



DDA Waiting List information reflected below is data as of May 24, 2011.

DDA Waiting List				
Eligibility Category	Crisis Resolution	Crisis Prevention	Current Request	Total
Developmental Disability	110	735	3233	4078
Supports Only	8	369	1915	2292
<b>Total</b>	<b>118</b>	<b>1104</b>	<b>5148</b>	<b>6370</b>

1. People with an outstanding appeal included in the target group will remain eligible until the outcome of the appeal decision.
2. People with an “Inactive” status from the Waiting List Review effort will not be included in the targeted group unless they have been reactivated by June 30, 2011.

### **Funding Methods for Movement from the DDA Waiting List**

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The DDA is allocated funding annually from the General Assembly which includes annual budget to fund people already in services and designated or discrete priority categories. To date people have come off the Waiting List based on the follow classifications:

#### Emergency

People who receive these funding may be known to DDA and meet the crisis resolution category criteria or may not be known to the DDA. People who require services to address an immediate health and safety need such as homelessness, abuse, neglect, or loss of caregiver are classified as an emergency. Services may be temporary (e.g. respite, in home support, low intensity support services) or on-going (e.g. residential, vocational). For fiscal year 2012 (FY 12), the Legislature allocated \$2.264 million total funding (\$901,622 State General funds, \$1,041,542 Federal funds, and \$321,056 Special funds) to serve 12-25 people depending on when services are initiated.

#### Governor's Transitioning Youth Initiative (GTYI)

Transitioning Youth comprise a special category of eligibility and priority for services. The Governor's Transitioning Youth Initiative earmarks funds in the DDA budget for eligible students leaving school, regardless of the severity of their situation and their relative need for immediate services. For a person to be eligible for the Governor's Transitioning Youth Initiative (GTYI) he or she must be found fully eligible as developmentally disabled. For FY 12, the Legislature allocated \$10,142,656 total funding (\$5,477,035 State General funds and \$4,665,621 Federal funds) to serve 608 people through this initiative.

Of the 6370 people on the Waiting List, there are 473 people that are potentially eligible for the GTYI funding. They will be identified for possible FY 12 GTYI expansion funding instead of

the Alcohol Tax (Waiting List Initiative) funding. This includes FY 12 Transitioning Youth (TY) with an approved waiver enrollment date of July 1, 2011.

### Waiting List Equity Funding (WLEF)

The Department's Community Services Trust Fund holds the proceeds from the sale or long-term lease of Department property and equipment. The expectation is that interest earned from the sales of these properties will be invested in providing services and care in the most integrated setting possible. The DDA began receiving additional monies for the WLEF in FY12 resulting from contributions made through a check box on the 2010 Maryland State Income Tax form.

The WLEF may be used to provide services to people in any of the three priority categories (i.e. crisis resolution, crisis prevention, or current request). Regulations require 80 percent of the funds to be spent on people who do not need emergency services and 20 percent for emergency services. WLEF may not be used to supplant funds appropriated for emergency community placements or transitioning students. For non-emergencies, people and their families receive services in the follow priority order:

1. Oldest age of family caregiver, by the date of birth, in descending order, and
2. If there are two caregivers of the same age next to be served and funding is available to support only one, priority is given to the person on the crisis prevention list.

The 1104 people on the Waiting List in the crisis prevention priority would be eligible for the FY 12 WLEF expansion. They will be identified for possible FY 12 WLEF expansion funding instead of the Waiting List Initiative (Alcohol Tax) funding. For FY 12, the Legislature allocated \$1,486,370 total funding (\$683,730 Federal funds and \$802,640 Special funds) to serve 10– 20 people through this initiative depending on when services are initiated.

### Attrition Funding

Attrition funding is defined as the dollars that were allocated to people who no longer receive services from DDA (i.e. death, move out of State, withdraw from services). A portion of this funding has been used to supplement emergency funds to bring people in the Crisis Resolution category into services. (It has also been used to provide additional funding for new services for individuals already receiving services). In Fiscal Year 2010, approximately \$13.8 million actual total fund savings and \$18 million total fund annualized savings were identified as DDA attrition funds.

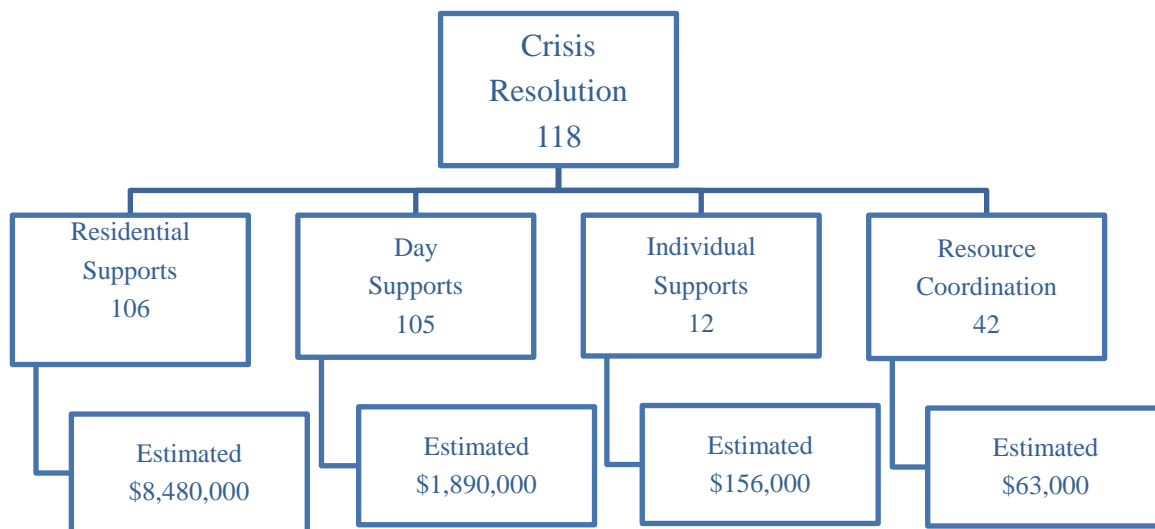
## **Estimated Cost to Support People in Crisis Resolution as of May 24, 2011**

As of May 24, 2011, there are 118 people in the crisis resolution priority category on the DDA Waiting List. We estimate it will cost approximately \$10,589,000 annualized to serve the 118 people based on current service models (i.e. residential, day, and individual support services) requested by these people as reflected in the chart on the following page. Residential support services include Alternative Living Units (ALU), Group Homes, Individual Family Care (IFC), and Community Supported Living Arrangement (CSLA). The average cost of residential services

is \$80,000 per person per year. Day support services include day habilitation, supported employment, community learning service, & employment discovery and customization. The average cost of day support is \$18,000 per person per year. Individual support services include individual and family support services. The average cost of individual support services is \$13,000 per person per year.

Historically, 2/3 of the people initiating services are waiver eligible. Therefore of the projected \$10,589,000 annualized, the cost to the State General fund would be \$7,059,333 and \$3,529,667 would be Federal funds. The average monthly cost is estimated to be \$1.2 million total funds (\$800,000 State General fund and \$400,000 Federal funds).

The DDA understands that not everyone will begin to receive services on July 1. In fact, the service initiation process can be quite lengthy (See Appendix 1). DDA discussed possible ways to streamline this process with stakeholders (See Appendix 2). We project the actual cost for FY 12 to be approximately \$8.5 million total funds (\$5,666,666 State General fund and \$2,833,333 Federal funds).



Note:

1. Services data are duplicative counts of people as many express interest in some or all of the service categories available for funding.
2. Residential and day services are comprehensive services and would mitigate the need for individual support services.
3. People who requested residential, day, and individual supports have been reflected in residential and day supports only.
4. Resource coordination cost estimates reflects only those people without resource coordination services who have requested residential, day, or individual supports. The current maximum cost of resource coordination services is \$1,500 per person per year.

## **Estimated Cost to Support People Expected to Join Crisis Resolution Category during Fiscal Year 2012**

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We estimate that eleven (11) people will become eligible for the crisis resolution category each month next fiscal year based on current trends. If the projected cost to fund services for the 118 noted above remains the same proportionally for future people with a crisis resolution priority, it would cost approximately \$11,845,322 annualized total cost (approximately \$7.5 million in state funds). Given that services will begin at various points of time during the year, we project the actual cost for FY 12 to be approximately \$5.6 million (\$3,733,332 State General fund and \$1,866,666 Federal funds).